

BEFORE THE  
WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION  
WASHINGTON, D. C.

ORDER NO. 376

IN THE MATTER OF:

Proceeding Against Dawson Charter ) Service, Inc., for Failure to Comply ) With Order and to Revoke Certificate.)	Served August 13, 1964  Docket No. 57
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APPEARANCES:

S. HARRISON KAHN and WALTER H. KATHERMAN, Attorneys  
for Respondent Dawson Charter Service, Inc.

RUSSELL W. CUNNINGHAM, General Counsel for Washington  
Metropolitan Area Transit Commission.

On May 14, 1964, the Commission made Dawson Charter Service, Inc., a respondent to this proceeding and directed it to show cause why it had not complied with Order No. 346, and why Certificate of Public Convenience and Necessity No. 9 should not be revoked, and set a hearing for May 22, 1964.

Order No. 346 required the respondent, Dawson Charter Service, Inc., to pay the costs incurred in Docket No. 44, which was an application proceeding by it for a certificate of public convenience and necessity. Dawson Charter Service, Inc., was required to pay the cost (\$646.10) of the transcript in this proceeding. The assessment of such costs is obligatory under Article XII, Section 19, of the Compact.

The respondent appeared at said hearing by and through its Counsel, Walter H. Katherman. The Commission Staff presented evidence through its witness, Robert W. Pully. Evidence presented was that the Commission is under contractual agreement with a reporting service company to record all of the proceedings of the Commission, and that statutory law required that this cost be borne by the applicant. No evidence was presented by the respondent. Counsel for the respondent and the staff presented brief legal arguments.

Upon consideration of the evidence adduced in this proceeding the Commission is of the opinion and finds that the respondent has failed to show good cause for its noncompliance with Order No. 346, and further finds that, unless compliance with said Order is made within ten (10) days of the publication of this Order, the said Certificate of Public Convenience and Necessity No. 9 should be revoked.

THEREFORE, IT IS ORDERED:

1. That Dawson Charter Service, Inc., comply with the provisions of Order No. 346 and deposit \$646.10 (Six Hundred Forty-Six Dollars and Ten Cents) to the credit of the Commission in the Old Dominion Bank, 1114 Wilson Boulevard, Arlington, Virginia, within ten (10) days of the publication of this Order.

2. That in the event compliance with said Order is not made within the time prescribed in the paragraph hereinabove, Certificate of Public Convenience and Necessity No. 9 be, and it is hereby, revoked, cancelled and set aside.

BY DIRECTION OF THE COMMISSION:

A handwritten signature in cursive script, appearing to read "Delmer Ison", written in dark ink.

DELMER ISON  
Executive Director